UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,646	09/22/2003	Vincent Alan Larsen	24089-09275	1120

			EXAMINER
25883	7590	10/19/2005	LASHLEY, LAUREL L

HOWISON & ARNOTT, L.L.P
P.O. BOX 741715
DALLAS, TX 75374-1715

ART UNIT	PAPER NUMBER
2132	

DATE MAILED: 10/19/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

	Application No.	Applicant(s)
Office Action Summary	10/667,646	LARSEN, VINCENT ALAN
	Examiner	Art Unit	
	Laurel Lashley	2132	

-- *The MAILING DATE of this communication appears on the cover sheet with the correspondence address* --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>22 September 2003</u>.

2a)☐ This action is **FINAL**. 2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) <u>1-20</u> is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☐ Claim(s) <u>1-20</u> is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☒ The drawing(s) filed on <u>1/26/2004</u> is/are: a)☒ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☐ All b)☐ Some * c)☐ None of:

      1.☐ Certified copies of the priority documents have been received.

      2.☐ Certified copies of the priority documents have been received in Application No. _____.

      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
    Paper No(s)/Mail Date _____.

4) ☐ Interview Summary (PTO-413)
    Paper No(s)/Mail Date. _____ .

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: _____.

DETAILED ACTION

1.   Claims 1 – 20 have been examined.

Priority

2.   Applicant's claim for the benefit of a prior-filed application under 35 U.S.C. 120 is

acknowledged.

Information Disclosure Statement

3.   The information disclosure statements (IDSs) submitted on 03/22/04, 10/07/04

and 07/22/05 were filed after the mailing date of the application on 09/22/2003. The

submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the

information disclosure statement is being considered by the examiner.

Claim Objections

4.   Claims 11 and 12 are objected to because of the following informalities:

- Claim 11: improper claim structure in regards to the preamble:

   "comprising;" should be --comprising:--, with a colon.

- Claim 12: incorrect spelling: "appliannce" should be --appliance--.

   Appropriate correction is required.

Claim Rejections - 35 USC § 102

     The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that

form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5.   Claims 1 – 20 are rejected under 35 U.S.C. 102(b) as being anticipated by He et

al. in US Patent 6,088,451 (hereinafter US '451).

6.   As it relates to claim 1, US '451 teaches:

A method in a network device for providing access to network device resources,

comprising the steps of (see column 1, lines 55- 56):

        loading user resource access information including process resource access

information associated with a process (see column 12, lines 53- 55);

        executing a process in the network device wherein said process accesses

network device resources (see column 32, lines 64 – 67);

        checking the process resource access information when the process attempts to

access a specified network device resource to determine if the access of the specified

network device resource by the process is permitted (see column 9, lines 53 – 55);

        allowing the process to access the specified network device resource if access

permission is indicated (see column 13, lines 16 – 20: grant access); and

        denying the process access to the specified network device resource if access

permission is not indicated (see column 13, lines 16 – 20; deny access).

        For claim 2, US '451 teaches:

The method of providing access of claim 1, where said network device is an Internet

appliance (see column 30, lines 56 – 57: internet nodes in relation to TCP/IP are

interpreted to be Internet appliances).

        For claim 3, US '451 teaches:

The method of providing access of claim 2, where said specified network device resource includes network access (see column 19, lines 51 – 52: network element access server).

For claim 4, US '451 teaches:

The method of providing access of claim 2, where said specified network device resource includes email (see column 10, line 32: message interpreted by examiner to be equivalent to email).

For claim 5, US '451 teaches:

The method of providing access of claim 2, where said specified network device resources include HTML files.

For claim 6, US '451 teaches:

The method of providing access of claim 1, where said network device is a web server (see column 30, line 40: dial-up server interpreted by examiner to be equivalent to a web server).

For claim 7, US '451 teaches:

The method of providing access of claim 6, where said specified network device resource includes HTML files (see column 10, line 32 and column 30, lines 56 – 57: where it is inherent that email is an electronic publication and medium that can utilize HTML files i.e. HTML email).

For claim 8, US '451 teaches:

The method of providing access of claim 6, where said specified network device resource includes system files (see Figure 9, where it is inherent that systems files are

present (though not pictured) as they are responsible for the managing devices such as

memory, input/output operations, etc.).

For claim 9, US '451 teaches:

The method of providing access of claim 1, where said process is a web server process

(see column 30, lines 40 – 46: function).

For claim 10, US '451 teaches:

The method of providing access of claim 1, where said process is an email process (see

column 10, line 32 and column 17, lines 42 – 43: message exchange is inherently

achieved through a process).

As it pertains to claim 11, US '451 teaches:

A network device including a system for providing access to network device resources

comprising (see column 1, lines 55 – 56)[:]

a network device processor for executing a process (see Figure 9, item 904 and

column 31, line 60: processor);

a network device resource accessed by the network device processor when

executing the process (see column 4, lines 7 –10, network elements);

user resource access data associated with the process representing resource

access permissions (see column 9, lines 53 – 55);

wherein before said network device processor accesses said network device

resource, the network device processor refers to the user resource access data

associated with the process to determine if the process has permission to access the

network device resource (see column 9, lines 53 – 55).

For claim 12, US '451 teaches:

The network device of claim 11, wherein said network device is an Internet [appliance]

(see column 30, lines 56 – 57).

For claim 13, US '451 teaches:

The network device of claim 12, wherein said network device resource includes email

(see column 10, line 32).

For claim 14, US '451 teaches:

The network device of claim 12, wherein said network device resource includes network

access (see column 19, line 51 – 52).

For claim 15, US '451 teaches:

The network device of claim 11, wherein said network device is a web server (see

column 30, line 40).

For claim 16, US '451 teaches:

The network device of claim 15, wherein said network device resource includes network

access (see column 19, lines 51 – 52).

For claim 17, US '451 teaches:

The network device of claim 15, wherein said network device resource includes HTML

files (see column 10, line 32 and column 30, lines 56 – 57).

For claim 18, US '451 teaches:

The network device of claim 15, wherein said network device resource include system

files (see Figure 9).

For claim 19, US '451 teaches:

The network device of claim 11, wherein said process is an email process (see column 10, line 32 and column 17, lines 42 – 43).

For claim 20, US '451 teaches:

The network device of claim 11, wherein said process is a web server process (see column 30, lines 40 - 46).

Conclusion

7.   Any inquiry concerning this communication or earlier communications from the examiner should be directed to Laurel Lashley whose telephone number is 571-272-0693. The examiner can normally be reached on 7:30 am - 5 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron, Jr. can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).
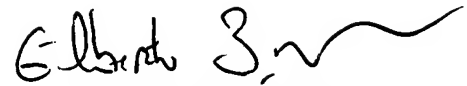
Laurel Lashley
Examiner

Art Unit 2132
14 October 2005
LLL

GILBERTO BARRON JR.
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100